

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Agricultural Marketing Department - Agricultural Market Committee, Suryapet, Nalgonda District - Implementation of Hon'ble High Court of Andhra Pradesh in WA No.94/2008 filed by Sri K. Ganna Reddy, Suryapet, Nalgonda District - Removal - Orders - Issued.

AGRICULTURE & COOPERATION (AM.I) DEPARTMENT

G.O. Rt. No. 1418

Dated:15.11.2008.

Read the following:

- 1) G.O. Ms. No.450, A&C(Mktg.I) Deptt., dated 18.11.2005.
- 2) G.O. Rt. No.1284, A&C (AM.I) Deptt., dated 6.10.2007.
- 3) G.O. Rt. No.1350, A&C(AM.I) Deptt., dated 25.10.2007.
- 4) From the Hon'ble High Court of A.P., Hyderabad order dated 22.07.2008 in WA No.94/2008.
- 5) G.O. Rt. No.1231, A&C(AM.I) Deptt., dated 6.10.2008.
- 6) G.O. Rt. No.1268, A&C(AM.I) Deptt., dated 16.10.2008.
- 7) Representation dated 15.10.2008 from Sri T. Srinivas Yadav, Chairman, AMC, Suryapet, Nalgonda District along with the order dated 13.10.2008 of Hon'ble High Court of A.P., in WP No.22295/2008.
- 8) Representation dated 17.10.2008 and 20.10.2008 of Sri T. Srinivas Yadav, AMC, Suryapet, Nalgonda District.
- 9) Government Memo. No.10015/AM.I(2)/2007, A&C(AM.I) Deptt., Dated 15.11.2008.
- 10) From the Hon'ble High Court of Andhra Pradesh, Hyderabad wire Orders in WPMP No.32069/2008 in WP No.24568/2008.
- 11) From the Hon'ble High Court of Andhra Pradesh, Hyderabad order dated 14.11.2008 in WP No.24568/2008.

ORDER:

In the G.O. first read above, orders were issued constituting the Agricultural Market Committee, Suryapet, Nalgonda District for a period of three years with the Chairmanship of Sri K. Ganna Reddy along with Members in the said Committee.

2. In the G.O. second read above, Sri K. Ganna Reddy, Chairman, Agricultural Market Committee, Suryapet, Nalgonda District was removed as per section 5(5) of the A.P. (AP&LS) Markets Act, 1966 as certain allegations leveled against him were held proved.

3. Aggrieved by the above orders, Sri K. Ganna Reddy was filed WP No.22038/2007 and WA No.94/2008 before Hon'ble High Court of Andhra Pradesh, questioning the G.O. Rt. No.1284, dated 06.10.2007 against the removal as Chairman of Agricultural Market Committee, Suryapet, Nalgonda District, as it illegal.

4. In the meantime, on administrative convenience and to manage day to day affairs of the Agricultural Market Committee, Suryapet, Nalgonda District, Sri Tandu Srinivasa Yadav, S/o. Bojjaiah, Suryapet, Nalgonda as Chairman, Agricultural Market Committee, Suryapet, Nalgonda District vide G.O. third read above, subject to the outcome of WP No.22038/2007 before the Hon'ble High Court of Andhra Pradesh and other cases if any, pending in the matter.

5. The Hon'ble High Court of Andhra Pradesh in the reference fourth read above has passed orders in WA No.94/2008, allowing the Writ Appeal and set

Pto..

::2::

aside the Single Judge order in WP No.22038./2007 and also the impugned order in G.O. Rt. No.1284, dated 6.10.2007 is quashed.

6. In order to implement the above orders of Hon'ble High Court of Andhra Pradesh in WA No.94/2008, a notice was issued vide G.O. fifth read above to Sri T. Srinivasa Yadav, Chairman, Agricultural Market Committee, Suryapet, Nalgonda District, to submit his explanation, as to why he should not be removed as Chairman of Agricultural Market Committee, Suryapet, Nalgonda District as per Markets Rules; within three (3) days from the date of receipt of the order. For this, Sri T. Srinivas Yadav did not submit his explanation within the stipulated time. As per the material available on the above subject matter and after detailed examination, Government have decided to remove Sri T. Srinivas Yadav as Chairman, AMC, Suryapet, Nalgonda District and accordingly orders were issued vide G.O. sixth read above removing Sri T. Srinivas Yadav as Chairman, AMC, Suryapet as per Markets Act. In the said G.O., the Commissioner & Director of Agricultural Marketing, Hyderabad has been requested to implement the orders of Hon'ble High Court in WA No.94/2008 by restoring the orders issued in G.O. Ms. No.450, A&C, dated 18.11.2006.

7. In view of the orders of Hon'ble High Court of Andhra Pradesh, Hyderabad in WP No.22295/2008, WPMP No.32069/2008 in WP No.24578/2008, the representations submitted by Sri T. Srinivas Yadav, AMC, Suryapet, Nalgonda District were examined and rejected vide reference ninth read above; as there were no valid grounds to consider his representation.

8. In view of the above and in view of the orders of Hon'ble High Court of Andhra Pradesh dated 22.7.2008 in WA No.94/2008, Government after careful consideration, hereby to remove Sri T. Srinivasa Yadav as Chairman, Agricultural Market Committee, Suryapet, Nalgonda District, as his appointment as Chairman, AMC, Suryapet itself was under conditional basis i.e., subject to outcome of WPs pending before the Hon'ble High Court of A.P., and other cases if any, in the matter.

9. The Commissioner & Director of Agricultural Marketing, Hyderabad is also requested to implement the orders issued by the Hon'ble High Court of Andhra Pradesh in the reference fourth read above by restoring the orders issued in G.O. first read above immediately and send the compliance report to the Hon'ble High Court of Andhra Pradesh, Hyderabad.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**PANKAJ DWIVEDI
PRL. SECRETARY TO GOVERNMENT**

To

The Individuals concerned ... through Commissioner & Director of Agricultural Marketing, Hyderabad.

The Commissioner & Director of Agricultural Marketing, Hyderabad.

Copy to:

The Government Pleader for Agricultural Marketing & Cooperation, High Court of Andhra Pradesh, Hyderabad.

OSD to Minister(Mktg.)

P.S. to Spl. Secretary to CM.

P.S. to Prl. Secretary to Government(C&AM)

SF/SCs.

//Forwarded:::By Order//

SECTION OFFICER